

1  
2  
3  
4  
5  
6  
7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

No. 11-CR-331 MMC

12 Plaintiff,

**ORDER REFERRING MATTER FOR  
SELECTION OF COUNSEL**

13 v.

14 PETE AGAPITO CHAVEZ,

15 Defendant.  
16 \_\_\_\_\_/

17 Before the Court is defendant Pete Agapito Chavez's ("Chavez") "Application  
18 Seeking Habeas Relief Pursuant to 28 U.S.C. § 2255," filed May 8, 2013, by which Chavez  
19 alleges a claim based on ineffective assistance of counsel. The Court having been advised  
20 that the government has been unable to obtain responsive declarations from Chavez's  
21 assertedly ineffective counsel, and the government having further advised the Court that it  
22 will not, at this time, be filing a renewed motion bearing thereon, the Court, for the reasons  
23 set forth in its order filed February 17, 2015, hereby REFERS the matter to the Office of the  
24 Federal Public Defender for selection of counsel.

25 **IT IS SO ORDERED.**

26 Dated: April 10, 2015  
27  
28

  
MAXINE M. CHESNEY  
United States District Judge